



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We make Indiana a cleaner, healthier place to live.

Joseph E. Kernan
Governor

Lori F. Kaplan
Commissioner

100 North Senate Avenue
P.O. Box 6015
Indianapolis, Indiana 46206-6015
(317) 232-8603
(800) 451-6027
www.IN.gov/idem

TO: Interested Parties/Applicant

RE: Notice of Commissioner's Order for Eli Lilly Building 110, Pilot Plant, Indianapolis, Indiana
Plant ID #097-00072

FROM: Kathryn A. Watson
Chief, Air Programs Branch
Office of Air Quality

Notice of Decision: Approval

In accordance with IC 13-14-1-9 and IC 13-14-2-1, the Department of Environmental Management has issued a decision allowing a site-specific Reasonably Available Control Technology (RACT) plan pursuant to 326 IAC 8-1-5. Pursuant to IC 4-21.5-3-5(f) this order is effective fifteen (15) days after it is served. When served by U.S. mail, the order is effective eighteen (18) calendar days from the mailing of this notice pursuant to IC 4-21.5-3-2(e).

If you wish to challenge this decision, IC 4-21.5-3-7 requires that you file a petition for administrative review. This petition may include a request for a stay of effectiveness and must be submitted to the Office of Environmental Adjudication, Indiana Government Center North, 100 North Senate Avenue, Room 1049, Indianapolis, Indiana 46204, **within eighteen (18) calendar days of the mailing of this notice.** The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:

- (1) the date the document is delivered to the Office of Environmental Adjudication (OEA);
- (2) the date of the postmark on the envelope containing the document, if the document is mailed to OEA by U.S. mail; or
- (3) the date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OEA by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the order for which you seek review by order number, name of the applicant, location, date of this notice and all of the following:

- (1) the name and address of the person making the request;
- (2) the interest of the person making the request;
- (3) identification of any persons represented by the person making the request;
- (4) the reasons with particularity, for the request;
- (5) the issues, with particularity, proposed for consideration at any hearing; and
- (6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

If you have technical questions regarding the enclosed documents, please call Suzanne Whitmer at (317) 232-8229. Callers from within Indiana may call toll-free at 1-800-451-6027, ext. 2-8229.

Enclosure: Eli Lilly Commissioner's Order

PUBLISHER'S AFFIDAVIT

MARION COUNTY, INDIANA

TO: INDIANAPOLIS NEWSPAPERS
307 N PENNSYLVANIA ST - PO BOX 145
INDIANAPOLIS, IN 46206-0145

PUBLISHER'S CLAIM**NOTICE OF 30-DAY PERIOD
FOR PUBLIC COMMENT**

Findings Regarding
Commissioner's Order and
State Implementation Plan
Submittal for Eli Lilly and
Company in Marion County
Notice is hereby given that Eli
Lilly and Company, located at
1555 S. Kentucky Avenue, Indi-
anapolis, Indiana, petitioned
the Indiana Department of
Environmental Management
(IDEM), Office of Air Quality
(OAQ), for a site-specific
Reasonably Available Control
Technology (RACT) plan.
In accordance with IC 13-14-
1-9, IC 13-14-2-1, and 40 CFR
51.102, IDEM has drafted
Commissioner's Order
#2003-02 that contains the
site-specific RACT for Building
110 issued on May 2, 2001.
This RACT plan authorizes Eli
Lilly and Company to comply
with 326 IAC 8-5-3(b)(1) and
(b)(2) by using alternative control
requirements under 326
IAC 8-1-5. The Commissioner's
Order will only take effect after
a thirty (30) day public notice
period, a public hearing of
this Commissioner's Order, if
requested, and issuance of the
Commissioner's Order. The
RACT plan will be submitted to
U.S. Environmental Protection
Agency (EPA) as a revision to
the state implementation plan
(SIP). Upon approval by U.S.
EPA, the Commissioner's
Order will be part of the SIP.
Notice is hereby given that
there will be a period of thirty
(30) days from the date of publication
of this notice during
which any interested person
may comment on why this
Commissioner's Order should
or should not be issued.
Appropriate comments should
be related to any air quality
issues, interpretation of the
state and federal rules, calculations,
technical issues, or
the effect that the operation of
this source would have on any
aggrieved individuals. IDEM,
OAQ does not have jurisdiction
in specifying and implementing
requirements for zoning, odor,
or noise. For such issues, please
contact your local officials.
A copy of the Commissioner's
Order and RACT plan are available
for examination at the
Indianapolis Interim Library,
202 N. Alabama Street, Indianapolis,
Indiana 46204 and at
the City of Indianapolis, Office
of Environmental Services,
Administration Building, 2700
S. Belmont Ave., Indianapolis,
Indiana 46221. A copy of the
Commissioner's Order and
RACT Plan are also available
for examination at
www.in.gov/idem/air/permits
All statements should be submitted
in writing to Kathryn A.
Watson, Chief, Air Programs
Branch, Office of Air Quality,
IDEM 100 N. Senate Ave.,
PO. Box 6015, Indianapolis,
Indiana 46206-6015. If
adverse comments concerning
the air pollution impacts of this
Commissioner's Order are
received, or a request for a
public hearing is received,
then a hearing may be held to
give further consideration to
this Commissioner's Order.
Persons not wishing to comment
at this time, but wishing
to receive notice of future proceedings
related to this action, must submit a written request
to the OAQ, at the above address.
All interested parties of record
will receive a notice of the decision
on this matter and will then have fifteen (15) days
after receipt of the Notice of
Decision to file a petition for
administrative review. Procedures
for filing such a petition will
be enclosed with the Notice.
Questions regarding the SIP
submittal process of Commissioner's
Orders should be directed to Suzanne
Whitmer, Air Programs Branch, OAQ,
at 317-232-8229 or 800-451-6027
extension 2-8229 (in Indiana).
Questions regarding the technical
aspects of the Lilly RACT Plan
should be directed to Gurinder Saini,
Permits Branch, OAQ, at 317-233-0203
or 1-800-451-6027, extension
3-0203 (in Indiana).
Kathryn A. Watson, Chief
Air Programs Branch
Office of Air Quality
(S - 12/26 - 3050667)

not exceed two actual lines, neither of which
four solid lines of the type in which the body
is set). Number of equivalent lines

es

es

s

nes in notice

F CHARGES

lines wide equals 132.0 equivalent

s per line

notices containing rule and figure work (50 per cent of

costs of publication (\$1.00 for each proof in excess of two)

AMOUNT OF CLAIM**PRINTING COST**

lines 7.83 ems Size of type 5.7 point

s 1.0

provisions and penalties of Chapter 155, Acts of 1953,

the foregoing account is just and correct, that the amount claimed is legally due, after
costs, and that no part of the same has been paid.**RECEIVED**

DEC 31 2003

State of Indiana
Department of Environmental Management
Office of Air Quality

\$

\$.00

\$

\$

\$

\$ 42.69

\$

\$

\$

\$ 42.69

Clerk
Title**PUBLISHER'S AFFIDAVIT**

State of Indiana SS:
MARION County

Personally appeared before me, a notary public in and for said county and state,

the undersigned Karen Mullins who, being duly sworn, says that SHE is clerk

of the INDIANAPOLIS NEWSPAPERS a DAILY STAR newspaper of general circulation

printed and published in the English language in the city of INDIANAPOLIS in state

and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for 1 time(s), between the dates of:

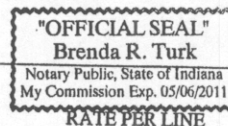
12/26/2003 and 12/26/2003

Karen Mullins Clerk
Title

Subscribed and sworn to before me on 12/26/2003

Brenda R. Turk
Notary Public

My commission expires:



ID FORMULA